


AGENCY USE ONLY				
PERMIT NO.:	Date Rec'd.:	Amount Rec'd.:	Check No.:	Rec'd By:
 <div style="display: inline-block; vertical-align: middle; text-align: center;"> <p>Montana Department of</p> <h1 style="margin: 0;">ENVIRONMENTAL QUALITY</h1> <p>WATER PROTECTION BUREAU</p> </div>				
FORM NOI	Notice of Intent (NOI) for Montana Pollution Discharge Elimination System Application for New and Existing Concentrated Animal Feeding Operations			
<p>The Application form is to be completed by the owner or operator of a Concentrated Animal Feeding Operation (CAFO) or Aquatic Animal Production Facility. Please read the attached instructions before completing this form. You must print or type legibly; forms that are not legible or are not complete will be returned. You must maintain a copy of the completed application form for your records.</p>				
<p>Section A - Application Status (Check one):</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p><input type="checkbox"/> New</p> <p><input checked="" type="checkbox"/> Resubmitted</p> <p><input type="checkbox"/> Renewal</p> <p><input type="checkbox"/> Modification</p> </div> <div style="width: 50%;"> <p>No prior application submitted for this site.</p> <p>Permit Number: MTG <u>0 1 0 2 8 4</u></p> <p>Permit Number: MTG _____</p> <p>Permit Number: MTG _____</p> </div> </div>				
<div style="border: 1px solid black; padding: 10px; width: fit-content; margin: 0 auto;"> <p style="font-size: 1.2em; font-weight: bold;">RECEIVED</p> <p style="font-size: 1.1em;">NOV 23 2016</p> <p style="font-size: 0.8em; font-weight: bold;">DEQ WATER QUALITY DIVISION</p> </div>				
<p>Section B - Facility or Site Information (See instruction sheet.):</p> <p>Site Name <u>Gerald Schroeber Feedlot</u></p> <p>Site Location <u>5.7 miles Northeast of Fallon Mt. on CBR road; NW,SW,SE,Sec17,T17N,R53E</u></p> <p>Nearest City or Town <u>Fallon, Montana</u> County <u>Prairie</u></p> <p>Latitude <u>46° 52' 45.62" N</u> Longitude <u>105° 2' 17.87" W</u></p> <p>Date Facility began operation? <u>~ 1970</u></p> <p>Is this facility or site located on Indian Lands? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>				
<p>Section C - Applicant (Owner/Operator) Information:</p> <p>Owner or Operator Name <u>Wade and Will Nielson</u></p> <p>Mailing Address <u>313 Ponderosa Drive</u></p> <p>City, State, and Zip Code <u>Glendive, Montana 59330</u></p> <p>Phone Number <u>406-377-5847</u></p> <p>Is the person listed above the owner? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Status of Applicant (Check one) <input type="checkbox"/> Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> Private <input type="checkbox"/> Public <input type="checkbox"/> Other (specify) _____</p>				

Section D - Existing or Pending Permits, Certifications, or Approvals: ☒ None

☐ MPDES _____ ☐ RCRA _____
☐ PSD (Air Emissions) _____ ☐ Other _____
☐ 404 Permit (dredge & fill) _____ ☐ Other _____

Section E – Standard Industrial Classification (SIC) Codes:

Provide at least one SIC code which best reflects the activity of project described in Section H.

Code	A. Primary	Code	B. Second
1	0122 - Beef Cattle Feedlot	2	
Code	C. Third	Code	D. Fourth
3		3	

Section F - Facility or Site Contact Person/Position:Name and Title, or Position Title Larry Jerke (Gerald Schroeber's cousin, he has POA for Gerald)Mailing Address PO Box 279City, State, and Zip Code Miles City, MontanaPhone Number (406) 234-5576**Section G – Receiving Surface Waters(s):**

Outfall/Discharge Locations: For each outfall, List latitude and longitude to the nearest second and the name of the receiving waters

Outfall Number	Latitude	Longitude	Receiving Surface Waters
001	46°52'34.55"N	105°82'38.56"W	Yellowstone River
002			
003			
004			
005			

Map: Attach a topographic map extending one mile beyond the property boundaries or the site activity identified in Section B depicting the facility or activity boundaries, major drainage patterns, and the receiving surface waters, stated above. Also identify the specific location of the production area, and land application area(s).

Is the receiving water on the 303(d) list for nutrients (nitrogen and/or phosphorus) ☐ Yes ☒ No

Section H – Concentration Animal Feeding Operation Characteristics**Waste Production, Storage and Disposal**

Animal type	Number in Open Confinement	Number Housed Under Roof
<input type="checkbox"/> Mature Dairy Cows		
<input type="checkbox"/> Dairy Heifers		
<input type="checkbox"/> Veal Calves		
<input checked="" type="checkbox"/> Cattle (not dairy or veal)	800	0
<input type="checkbox"/> Swine (55 lbs or over)		
<input type="checkbox"/> Swine (55 lbs or under)		
<input type="checkbox"/> Horses		
<input type="checkbox"/> Sheep or Lambs		
<input type="checkbox"/> Turkeys		
<input type="checkbox"/> Chickens (broilers)		
<input type="checkbox"/> Chickens (layers)		
<input type="checkbox"/> Ducks		
<input type="checkbox"/> Other (Specify: _____)		
<input type="checkbox"/> Other (Specify: _____)		
<input type="checkbox"/> Other (Specify: _____)		

Manure, Litter and/or Wastewater Production and Use.

How much manure, litter, and process wastewater is generated annually by the facility?

Solid (tons): 3,375 Liquid/Slurry (gallons): _____

If land applied, how many acres of land under control of the permit applicant are available to apply the manure, litter, or process wastewater generated from the facility? (Note: Do not include setback distances in available acreage)
_____ Acres

How much manure, litter, and process wastewater is transferred to other persons per year? (estimated) Solid (tons): 3,375 Liquid/Slurry (gallons): _____

Were the containment structures built after February 2006? **No**

- ☐ Do the waste containment structures have 10 feet of separation between the pond bottom and any bedrock formations?
- ☐ Do the waste containment structures have 4 feet of separation from the pond bottom and any ground water?
- ☐ Were any of the waste containment structures built within 500 feet of any existing well?

Type of Containment/Storage	Total Capacity	Units (gallons or tons)	Days of Storage
<input type="checkbox"/> Anaerobic Lagoon			
<input type="checkbox"/> Storage Pond #1			
<input type="checkbox"/> Storage Pond #2			
<input type="checkbox"/> Storage Pond #3			
<input type="checkbox"/> Storage Pond #4			
<input type="checkbox"/> Storage Pond #5			
<input type="checkbox"/> Above Ground Storage Tank			
<input type="checkbox"/> Below Ground Storage Tank #1			
<input type="checkbox"/> Below Ground Storage Tank #2			
<input type="checkbox"/> Underfloor Pits			
<input type="checkbox"/> Roofed Storage Shed			
<input type="checkbox"/> Concrete Pad			
<input type="checkbox"/> Impervious Soil Pad			
<input type="checkbox"/> Other (Specify: _____)			
<input type="checkbox"/> Other (Specify: _____)			

Physical Data for CAFO

Nutrient Management Plan

All Concentrated Animal Feeding Operations seeking permit coverage after July 31, 2007 are required to complete and implement a Nutrient Management (NMP). The NMP must be submitted to the Department using the form provided by the Department (Form NMP). Check the box below that applies and provide the required information. The NMP must be developed in accordance with ARM 17.30.1334 and implemented upon the effective date of permit coverage. (Check One)

- ☐ Does the facility have an NMP?
 Date NMP was developed: _____
 Date NMP was last modified: _____

☒ NMP has not been prepared; provide detailed explanation below
 All manure is exported

Section I – Supplemental Information

There have been no containment structures built at this facility. A small diversion, temporary collection pond, and Vegetated Treatment Area are planned and are currently being designed by NRCS to meet the criteria in the CAFO General Permit.

Section J - CERTIFICATION**Permittee Information:**

This Form NMP must be completed, signed, and certified as follows:

- For a corporation, by a principal officer of at least the level of vice president;
- For a partnership or sole proprietorship, by a general partner or the proprietor, respectively; or
- For a municipality, state, federal, or other public facility, by either a principal executive officer or ranking elected official.

All Permittees Must Complete the Following Certification:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information; including the possibility of fine and imprisonment for knowing violations. [75-5-633, MCA]

A. Name (Type or Print)*Gerald Schroeder**by Larry Jerke P.O.A.***B. Title (Type or Print)***Power of Attorney***C. Phone No.****D. Signature***Larry Jerke P.O.A.***E. Date Signed***11/22/12*

The Department will not process this form until all of the requested information is supplied, and the appropriate fees are paid. Return this form (NOI) and the applicable fee to:

Department of Environmental Quality
Water Protection Bureau
PO Box 200901
Helena, MT 59620-0901
(406) 444-3080

Form NOI – Application for New and Existing Concentrated Animal Feeding Operations and Aquatic Animal Production Facilities

Important: Do not use this form to transfer permit coverage to a new owner or operator, you must use Form PTN. You must provide the information requested for this application to be complete. Responses must be self-explanatory and must not refer exclusively to attached maps, plans or documents. The appropriate fees must accompany this Form NOI. Mail this to the DEQ address stated on the form. You must maintain a copy of the completed form for your records. CAFO General Permit and the Fish Farm General Permit documents and related forms are available at (406) 444-3080 or on the DEQ website at: <http://www.deq.mt.gov>.

Please type or print legibly; applications that are not legible or are not complete will be rejected.

SPECIFIC ITEM INSTRUCTIONS

Section A – Application Status

Check the box that applies and provide the requested information. If Form NOI has not been previously submitted for this site, check the first box (New). DEQ will assign a permit number when the form is submitted. The permit number is a 9-digit code beginning with MTG010. If you submitted a Form NOI and DEQ deemed the application deficient or incomplete, check the second box (Resubmitted); If you were notified by DEQ that the permit coverage expired or will expire and you are now submitting an NOI to continue coverage check the third box (Renewal); if there is a change in the facility information (Section H or Section I), check the last box (Modification). If a NOI has been submitted and deemed deficient then the permit number will appear in the deficiency letter. If the site is covered under the *General Permit for Concentrated Animal Feeding Operations* or the *General Permit for Fish farms*, the number is given on the Authorization letter sent to you by DEQ. The permit number must be included on any correspondence with DEQ regarding this site.

Section B – Facility Information:

Identify the legal name of the facility that is subject to permit coverage. The facility is the land or property where the facility or activity is physically located or conducted, including adjacent land used in connection with the facility or activity. Give the address or location of this facility and the geographical information. The location may be the physical mailing address or description of how the facility may be accessed. (PO Boxes are not acceptable.) Latitude and longitude must be accurate to the nearest second. Sources include GPS, a USGS topographic map, and/or "Topofinder" from <http://nris.mt.gov/interactive.asp>.

Section C – Applicant (Owner/Operator) Information:

Give the name, as it is legally referred to, of the person, business, public organization, or other entity that owns, operates, controls or supervises the facility described in Section B of this Form. The operator is the legal entity which controls the facility operation. The permit will be issued to the entity identified in this section (Section C). The owner or operator assumes all liability for discharges of the facility and compliance with the permit. If the owner or operator is other than a person or government entity it must be registered with the Montana Secretary of State's office.

Section D – Existing or Pending Permits, Certification, or Approvals:

List, in descending order of significance, the four digit standard industrial codes that best describe the activities at this facility. Also, provide a brief description in the space provided. A complete list of SIC Codes (and conversion form the newer North American Industry Classification System (NAICS)) can be obtained from the Internet at <http://www.census.gov/epcd/www/naics.html> or in paper from the document entitled "Standard Industrial Classification Manual", Office Management and Budget, 1987. SIC Code listings may also be found at <http://www.osha.gov/pls/imis/sicsearch.html>. At least one SIC code must be provided. See attached table for common SIC codes.

Section F – Facility Contact Person/Position:

Give the name, title, and work phone number of a person who is thoroughly familiar with the operation of the facility and the facts reported in this form, and who can be contacted by DEQ for additional information. Those facilities with periodic changes in the contact person may provide the contact person's position instead of a person's name.

Section G – Receiving Surface Water(s):

An outfall location is considered to be a discrete channel, conveyance, structure, or flow path from which the discharge leaves the boundary of the facility and/or enters surface water. "Surface waters" is defined in ARM 17.30.1102(32) as any waters on the earth's surface including, but not limited to, streams, lakes, ponds, reservoir, or other surface water including ephemeral and intermittent drainage ways and irrigation systems. Water bodies used solely for treating, transporting, or impounding pollutants shall not be considered surface water. Provide the following information in the table on the application form:

1. Assign a number to each outfall starting with 001. If the outfall is not well defined, assign the outfall number to the drainage area. For existing permittees, ensure outfall numbers used are consistent with those identified in the past for the same outfall.
2. Latitude/longitude can be derived from USGS 7.5 minute topographic map and/or "Topofinder" at <http://nris.mt.gov/interactive.html>. Latitude and longitude must be accurate to the nearest second.
3. Give the name of the surface waters that receive the discharge. If the discharge reports to a municipal storm sewer, please indicate so.
4. Please attach a USGS topographic map(s) indicating the boundary of your facility, major drainage patterns, and the receiving surface water(s).

The facility must check the CWAIC data base at <http://cwaic.mt.gov/> to determine if the receiving water is impaired for nutrient (nitrate and/or phosphorus).

Section H – Concentrate Animal Feeding Operation Characteristics:**Waste Production, Storage and Disposal:**

Report the maximum number of each type of animal confined at any one time and the type of confinement structure used for each (e.g. open feedlot, under roof.)

Manure, Litter, and/or Wastewater Production and Use:

To *transfer waste* means to give away or sell waste to another person for disposal on land owned or controlled by someone other than the permit applicant.

The term "*storage pond*," includes, but is not limited to ponds, aerobic lagoons, evaporation ponds, manure holding cells, collection basins, settling basins, bermed or diked areas used for impounding waste, and temporary or seasonal waste holding ponds.

"*Production area*" means that part of an Animal Feeding Operation (AFO) that includes the animal confinement area, the manure storage area, the raw materials storage area, and the waste containment areas. The *animal confinement area* includes but is not limited to open lots, housed lots, feedlots, confinement houses, stall barns, free stall barns, milk rooms, milking centers, cow yards, barnyards, medication pens, walkers, animal walkways, and stables. The *manure storage area* includes but is not limited to lagoons, runoff ponds, storage sheds, stockpiles, under house or pit storage, liquid impoundments, static piles, and composting piles. The *raw materials storage area* includes but is not limited to feed silos, silage bunkers, and bedding materials. The *waste containment area* includes but not limited to settling basins, and areas within berms and diversion which separate uncontaminated storm water. Also include in the definition of production area is any egg washing or egg processing facility, and any area used in storage, handling, treatment, or disposal of mortalities.

"*Land application area*" means land under control of AFO owner or operator, whether it is owned, rented, or leased, to which manure, litter or process wastewater from the production area is or may be applied.

Section I – Supplemental Information:

Use the space provided to expand upon any information requested in the application or information you wish to bring to the attention of the reviewer. Attach additional sheets, if necessary. For applicants requesting a modification to an existing authorization or site-specific Nutrient Management Plan (aka Form NMP), provide an explanation of the requested modification.

Common Standard Industrial Classification (SIC) Codes

Division	SIC	Industrial Activity Represented
Agriculture, Forestry and Fishing	211	Beef Cattle Feedlots
	212	Beef Cattle, Except Feedlots
	213	Hogs
	214	Sheep and Goats
	241	Dairy Farms
	251	Broiler, Fryer and Roaster Chickens
	252	Chicken Eggs
	253	Turkeys and Turkey Eggs
	254	Poultry hatcheries
	259	Poultry and Eggs, not elsewhere classified (Ducks)
	272	Horses and other Equines
	921	Fish Hatcheries and Preserves
Mining	1021	Copper Ores
	1031	Lead and Zinc
	1044	Silver Ores
	1041	Gold Ores
	1221	Bituminous Coal and Lignite Surface Mining
	1311	Crud Petroleum and Natural Gas
	1442	Construction Sand and Gravel
Construction	1521	General Contractor - Single Family Houses
	1522	General Contractor - Residential Bldgs. Other Than Single Family
	1542	General Contractor - Nonresidential Buildings, Other than Industrial Buildings and Warehouses
	1611	Highway and Street Construction, Except Elevated Highways
	1622	Bridge, Tunnel, and Elevated Highway construction
	1623	Water, Sewer, Pipeline, communications & Power Line Construction
	1629	Heavy construction, Not Elsewhere Classified
	1794	Excavation Work
Manufacturing	7349	Building Cleaning and Maintenance Services, Not Elsewhere
	2011	Meat Packing Plants
	2063	Beet Sugar
	2421	Sawmills and Planing Mills, General
	2611	Pulp Mills
	2911	Petroleum Refining
Transportation, Communications, Electric, Gas and Sanitary Services	3241	Cement, Hydraulic
	4911	Electric Services
	4941	Water Supply
	4952	Sewerage Systems
Wholesale Trade	4953	Refuse Systems
	5093	Scrap and Waste Materials
	5154	Livestock
Retail Trade	5171	Petroleum Bulk Stations and Terminals
	5541	Gasoline Service Station
Services	5984	Liquefied Petroleum Gas (Bottled Gas) Dealers
	7011	Hotels and Motels
	7033	Recreational Vehicle Parks and Campsites
Public Administration	7542	Carwashes
	9224	Fire Protection
	9711	National Security

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PERMIT NO.:	Date Rec'd.:	Amount Rec'd.:	Check No.:	Rec'd By:
 <div style="display: inline-block; vertical-align: middle; text-align: center;"> <p>Montana Department of</p> <h1 style="margin: 0;">ENVIRONMENTAL QUALITY</h1> <p>WATER PROTECTION BUREAU</p> </div>				
FORM NMP	Nutrient Management Plan			
<p>READ THIS BEFORE COMPLETING FORM: Before completing this form (Form NMP), Concentrated Animal Feeding Operation (CAFO) operators need to read the General Permit, particularly Part IV.A. CAFO operators also need to read the "Instructions For filling out Form NMP," found at the back of this form. Form NMP is intended to help CAFO operators develop a site-specific Nutrient Management Plan, in compliance with Part IV.A of the General Permit and all applicable State rules and statutes. Your Nutrient Management Plan must be maintained at the site as required in Part III of the General Permit. Sections B and C on your Form NMP must state the information exactly the same way as it was stated on the most recently submitted version of your NOI-CAFO. Attach additional pages as necessary, indicating the corresponding section number on this NMP form. The 2013 General Permit, current fee schedule, and related forms are available from the Water Protection Bureau at (406) 444-3080 or http://www.deq.mt.gov/wqinfo/MPDES/CAFO.asp</p>				
<p>Section A – NMP Status:</p> <p><input type="checkbox"/> New No prior NMP submitted for this site.</p> <p><input checked="" type="checkbox"/> Resubmitted Previous NMP found incomplete.</p> <p><input type="checkbox"/> Modification Change or update to existing NMP.</p> <p><input type="checkbox"/> New 2013 New 2013 version of NMP.</p>				
<p>Section B – Facility Information:</p> <p>Facility Name <u>Gerald Schroeber Feedlot</u></p> <p>Facility Location <u>5.7 miles NE of Fallon Mt. on CBR Road</u></p> <p>Nearest City of Town <u>Fallon, Montana</u> County <u>Prairie</u></p>				
<p>Section C – Applicant (Owner/Operator Information):</p> <p>Owner or Operator Name <u>Wade and Will Nielson</u></p> <p>Mailing Address <u>313 Ponderosa Drive</u></p> <p>City, State, and Zip code <u>Glendive, Montana 59330</u></p> <p>Facility Phone Number <u>406-377-5847</u></p> <p>Email <u></u></p>				

Section D – NMP Minimum Elements:**1. Livestock Statistics**

Animal Type and number of animals	# of Days on Site (per year)	Annual Manure Production (tons, cu. yds. or gal
1. Beef Calves 750 lbs	180 days	3375 tons
2.		
3.		
4.		
5.		
6.		
7.		
8.		

Method used for estimating annual manure production:
NRCS Animal Waste Handbook

2. Manure Handling**a. Describe Manure handling at the facility:**

Manure will be cleaned from pens in mid September annually. Manure will be exported

b. Frequency of Manure Removal from confinement areas:

Annually in September

c. Is this manure temporarily stored in any location other than the confinement area? ☐ Yes ☒ No
If so then how and where?

d. Is manure stored on impervious surface? ☐ Yes ☒ No
If yes, describe type and characteristics of this surface:

3. Waste Control Structures					
Waste Control Structures (name/type)	Length (ft.)	Width (ft.)	Depth (ft.)	Volume (cubic ft. or gallons)	Number of days of storage
1. VTA (proposed)	700	150			
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					

What is the 24 hr. 25 yr. storm event at this facility 3.0 inches

Production area: 7.5 acres acres. Type of lot (dirt or paved): dirt

Area contributing drainage form outside CAFO that enters confinement areas and waste storage, conveyance, or treatment structures: -0- acres.

What is the annual precipitation during the critical storage period 10 - 12"

How much freeboard do the pond(s) have N/A

4. Disposal of Dead Animals.

Describe how dead animals are disposed of at this facility:

All dead animals will be disposed of at a properly licensed landfill within 1 week of death.

5. Clean Water Diversion Practices

Describe how clean water is diverted from production area:

The facility sits alongside of the CBR Road down gradient. There are no culverts or other conduits that allow water to access the facility. A small clean water diversion will need to be installed once the VTA (Vegetated Treatment Area) is designed and installed.

6. Prohibiting Animals and Wastes from Contact with State Waters

Describe how animals and wastes are prohibited from direct contact with state waters:

There are no State Waters accessible to Livestock in this facility

Describe how Chemicals and other contaminants are handled on-site:

No chemicals or other contaminants are handled on this site. Feed storage area was analyzed and accounted for in Facility analysis done by NRCS

7. Best Management Practice (BMPS)

Describe in detail all temporary, permanent and structural BMPS which will be used to control runoff of pollutants from facility's production area. Indicate the location of these measures. If BMPS are not installed include a schedule for implementation of each of these measures. Examples of BMP measures could include but are not limited to: constructing ditches, terraces,, and waterways above and open lot to divert clean water run on; installing gutters, downspouts and buried conduits to divert roof drainage; providing more roofed area: decreasing open lot surface area; repairing of adjusting water systems to minimize water wastage; using practical amounts of water for cooling purposes; recycling water if practical and applicable.

Production Area BMP's

A VTA will be constructed (see map) along with clean and dirty water diversions to allow potential runoff to access the VTA. Minor re-grading of feeding areas to accommodate runoff access to VTA. Manure will be left in the lot during the summer months to act as a sponge for any potential storm events.

Describe in detail all temporary, permanent and structural Best Management Practices (BMPs) which will be used to control runoff of pollutants from facility's land production area. Indicate the location of these practices. If not already in use, include a schedule for implementation of each of these measures. Attached details and specifications may be used to supplement this description. Examples of BMP measures could include but are not limited to: maintaining setbacks from surface waters for manure applications; managing irrigation practices to prevent ponding of wastewater on land application sites;

never spray irrigating waste on to frozen ground: consulting with the Department prior to applying any liquid waste to frozen or snow-covered ground; applying wastes at agronomic rates.

Land Application BMP's

N/A

Buffers	<input type="checkbox"/> Yes <input type="checkbox"/> No	Conservation Tillage	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Constructed Wetlands	<input type="checkbox"/> Yes <input type="checkbox"/> No	Grass Filter	<input type="checkbox"/> Yes <input type="checkbox"/> No
Infiltration Field	<input type="checkbox"/> Yes <input type="checkbox"/> No	Residue Management	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Set backs	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Terrace	<input type="checkbox"/> Yes <input type="checkbox"/> No

Other examples

Irrigation Water Management, Nutrient Management

8. Implementation, Operation, Maintenance and Record Keeping – Guidance

The permittee is required to develop guidance addressing implementation of NMP, proper operation and maintenance of the facility, and record keeping as described in Part 2 of the permit.

Has a guidance document been developed for the facility? ☐ Yes ☒ No

Certify the document address the following requirements:

Implementation of the NMP: ☒ Yes ☐ No

Facility operation and maintenance: ☒ Yes ☐ No

Record keeping and reporting ☒ Yes ☐ No

Sample collection and analysis: ☒ Yes ☐ No

Manure transfer ☒ Yes ☐ No

Provide name, date and location of most recent documentation:

If your answer to any of the above question is no, provide explanation:

Owner is currently developing the guidance document with the assistance of NRCS

Section E – Land Application

Will manure be land applied to land either owned, rented, or leased by the owner or operator of the facility?

- ☐ Yes If yes, then the information requested in Section E must be provided.
☒ No If no, then provide an explanation of how animal waste at this facility are managed.

All manure will be exported to land outside of Applicants control.

Photos and/or Maps

Attach an aerial photograph or map of the site where manure is to be applied. (Use multiple photos/maps if necessary to show required details.) The photo(s)/map(s) must be printed on no larger than an 11"X 17" piece of paper, and must clearly identify the following items:

- Individual field boundaries for all planned land application areas
- A name, number, letter or other means of identifying each individual land application field
- The location of any downgradient surface waters.
- The location of any downgradient open tile line intake structures
- The location of any downgradient sinkholes
- The location of any downgradient agricultural well heads
- The location of all conduits to surface waters
- The specific manure/waste handling or nutrient management restrictions associated with each land application field
- The soil type(s) present and their locations within the individual land application field(s)
- The location of buffers and setbacks around state surface waters, well heads, etc.

Land Application Equipment Calibration

Describe the type of equipment used to land apply wastes and the calibration procedures:

N/A

Manure Sampling and Analysis Procedures

A representative manure sample will be analyzed a minimum of once annually for Total Nitrogen, and Total Phosphorus. Analysis results will be reported in lbs/ton or lbs/1,000 gal. Results of these analyses will be used in determining rates for manure, litter, and process wastewater.

Manure Sample collection will occur according to ARM 17.30.1334

Other (describe)

Manure will be sampled prior to export and a copy of the analysis will be provided to recipient of manure.

Soil Sampling and Analysis Procedures

Representative soil (composite) samples from the top 6 inches layer of soil for each field where manure will be applied must be analyzed for phosphorus content at least once every three years. Analyses will be conducted by a qualified laboratory, using the Olsen P test. Results will be reported in parts per million (ppm) and will be used in determining application rates for manure, litter, and process wastewater

Soil samples collection will occur according the methods in ARM 17.30.1334

Other (describe)

Phosphorus Risk Assessment

The permittee shall assess the risk of phosphorus contamination of state waters. An assessment shall be conducted for each field, under the control of the operator, to which manure, litter or process wastewater will or

may be applied. If a new field is added in the future, then the permittee must submit a revised (modified) NMP. The permittee has the option of using Method A or Method B (below) to complete the assessment. Copies of all tables and calculations used to complete the assessments, as well as the results of the assessments, shall be submitted to the Department and copies shall be maintained on-site at the facility and available for Departmental review. The results of the assessments shall be used to determine the appropriate basis for land application of wastes from the facility.

Method Used

Indicate which method will be used to determine phosphorus application:

Method A – Representative Soil Sample

Method B – Phosphorus Index

Method A – Representative Soil Sample

- Obtain one or more representative soil sample(s) from the field per 17.30.1334
- Have the sample analyzed for Phosphorus by a qualified lab. The "Olsen P test" must be used for the analysis, and the result must be reported in parts per million (ppm)
- Using the results of the Olsen P test, determine application basis according to the Table below.

Soil Test

Olsen P Soil Test Results (ppm)	Application Basis
<25.0	Nitrogen Needs of Crop
25.1 - 100.0	Phosphorus Needs of Crop
100.0 – 150.0	Phosphorus Needs up to Crop Removal Rate
>150.0	No Application allowed

Method B – Phosphorus Index

- Complete a phosphorus Index according to the crop grown on each field. Complete table in Appendix A to calculate phosphorus index. For information on filling out specific sections in Appendix A, please refer to the method as described in Natural Resource Conservation Service (NRCS), Agronomy Technical Note MT-77 (rev3), January 2006.
- Using the calculated Total Phosphorus Index Value, assign the overall site/field vulnerability to phosphorus loss according to the table below.

Total Phosphorus

Total Phosphorus Index Value	Site Vulnerability to Phosphorus Loss
<11	Low
11-21	Medium
22-43	High
>43	Very High

- Using the calculated Site Vulnerability to Phosphorus Loss, determine the appropriate application basis according to the table below.

Site Vulnerability to Phosphorus Loss	Application Basis
Low	Nitrogen Needs
Medium	Nitrogen Needs
High	Phosphorus Need Up to Crop Removal
Very High	Phosphorus Crop Removal or No Application

The applicant has 2 ways in which to report how manure or process wastewater application rates can be reported to DEQ.

1. Linear Approach. Expresses rates of application as pounds of nitrogen and phosphorus. CAFOs selecting the linear approach to address rates of application must include in the NMP submitted to the permitting authority the following information for each crop, field, and year covered by the NMP, which will be used by the permitting authority to establish site-specific permit terms:

- The maximum application rate (pounds/acre/year of nitrogen and phosphorus) from manure, litter, and process wastewater.
- The outcome of the field-specific assessment of the potential for nitrogen and phosphorus transport from each field. [If a state does not have an N transport risk assessment, the NMP must document any basis for assuming that nitrogen will be fully used by crops.] The CAFO must specify any conservation practices used in calculating the risk rating.
- The crops to be planted or any other uses of a field such as pasture or fallow fields.
- The realistic annual yield goal for each crop or use identified for each field.
- The nitrogen and phosphorus recommendations from in ARM 17.30.1334 (technical standard) for each crop or use identified for each field.
- Credits for all residual nitrogen in each field that will be plant-available.
- Consideration of multi-year phosphorus application. For any field where nutrients are applied at a rate based on the crop phosphorus requirement, the NMP must account for single-year nutrient applications that supply more than the crop's annual phosphorus requirement.
- All other additions of plant available nitrogen and phosphorus (i.e., from sources other than manure, litter, or process wastewater or credits for residual nitrogen).
- The form and source of manure, litter, and process wastewater to be land-applied.
- The timing and method of land application. The NMP also must include storage capacities needed to ensure adequate storage that accommodates the timing indicated.
- The methodology that will be used to account for the amount of nitrogen and phosphorus in the manure, litter, and wastewater to be applied.
- Any other factors necessary to determine the maximum application rate identified in accordance with this Linear Approach.

2. Narrative Rate Approach. Expresses a narrative rate of application that results in the amount, in tons or gallons, of manure, litter, and process wastewater to be land applied. CAFOs selecting the narrative rate approach to address rates of application must include in the NMP submitted to the permitting authority the following information for each crop, field, and year covered by the NMP, which will be used by the permitting authority to establish site-specific permit terms:

- The maximum amounts of nitrogen and phosphorus that will be derived from all sources of nutrients (pounds/acre for each crop and field).
- The outcome of the field-specific assessment of the potential for nitrogen and phosphorus transport from each field. The CAFO must specify any conservation practices used in calculating the risk rating.
- The crops to be planted in each field or any other uses of a field such as pasture or fallow fields, including alternative crops if applicable. Any alternative crops included in the NMP must be listed by field, in addition to the crops identified in the planned crop rotation for that field.
- The realistic annual yield goal for each crop or use identified for each field for each year, including any alternative crops identified.
- The nitrogen and phosphorus recommendations from *[the permitting authority to specify acceptable sources]* for each crop or use identified for each field, including any alternative crops identified.
- The methodology (including formulas, sources of data, protocols for making determination, etc.) and actual data that will be used to account for: (1) the results of soil tests required by Parts II.A.4.b and III.A.3.g of this

permit, (2) credits for all nitrogen in the field that will be plant- available, (3) the amount of nitrogen and phosphorus in the manure, litter, and process wastewater to be applied, (4) consideration of multi-year phosphorus application (for any field where nutrients are applied at a rate based on the crop phosphorus requirement, the methodology must account for single-year nutrient applications that supply more than the crop's annual phosphorus requirement), (5) all other additions of plant available nitrogen and phosphorus to the field (i.e., from sources other than manure, litter, or process wastewater or credits for residual nitrogen), (6) timing and method of land application, and (7) volatilization of nitrogen and mineralization of organic nitrogen.

- Any other factors necessary to determine the amounts of nitrogen and phosphorus to be applied in accordance with the Narrative Rate Approach.

- NMPs using the Narrative Rate Approach must also include the following projections, which will not be used by the permitting authority in establishing site-specific permit terms:

- i. Planned crop rotations for each field for the period of permit coverage.

- ii. Projected amount of manure, litter, or process wastewater to be applied.

- iii. Projected credits for all nitrogen in the field that will be plant-available.

- iv. Consideration of multi-year phosphorus application.

- v. Accounting for other additions of plant-available nitrogen and phosphorus to the field.

- vi. The predicted form, source, and method of application of manure, litter, and process wastewater for each crop

- If the receiving water is on the 303(d) list for nutrients then the narrative rate approach must be used.

- a. For the Linear Approach the permittee will complete the Nutrient Budget Worksheet, below, for the next 5 years to which manure or process waste water is or may be applied. A copy of each Nutrient Budget Worksheet will be maintained on site, and a copy will be submitted to the Department.

Nutrient Budget Worksheet

Field identification:		Year:	Crop:		
Expected Crop Yield:					
Phosphorus index results or Phosphorus application from soil test:					
Method of Application:					
When will application occur:					
Nutrient Budget			Nitrogen-based Application	Phosphorus-based Application	Source of information
1		Crop Nutrient Needs, lbs/acre			
2	(-)	Credits from previous legume crops, lbs/ac			
3	(-)	Residuals from past manure production lbs/acre			
4	(-)	Nutrients supplied by commercial fertilizer and Biosolids, lbs/acre			
5	(-)	Nutrients supplied in irrigation water, lbs/acre			
6		= Additional Nutrients Needed, lbs/acre			
7		Total Nitrogen and Phosphorus in manure, lbs/ton or lbs/1000 gal (from manure test)			
8	(x)	Nutrient Availability factor, for Phosphorus based application use 1.0			
9		= Available Nutrients in Manure, lbs/ton or lbs/1000 gal			
10		Additional Nutrients needed, lbs/acre (calculated above)			
11	(/)	Available Nutrients in Manure, lbs/ton or lbs/1000 gal (calculated above)			
12		= Manure Application Rate, tons/acre or 1000 gal/acre			

Comments:

Section F - CERTIFICATION

Permittee Information: This form must be completed, signed, and certified as follows:

- For a corporation, by a principal officer of at least the level of vice president;
- For a partnership or sole proprietorship, by a general partner or the proprietor, respectively; or
- For a municipality, state, federal, or other public facility, by either a principal executive officer or ranking elected official.

All Permittees Must Complete the Following Certification:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information; including the possibility of fine and imprisonment for knowing violations. [75-5-633, MCA]

A. Name (Type or Print)

Gerald Schroeder

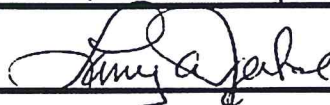
by Larry A. Jerke POA

B. Title (Type or Print)

Power of Attorney

C. Phone No.

D. Signature



E. Date Signed

11/22/16

The Department will not process this form until all of the requested information is supplied, and the appropriate fees are paid. Return this form and the applicable fee to:

Department of Environmental Quality
Water Protection Bureau
PO Box 200901
Helena, MT 59620-0901
(406) 444-3080

Schroeber

Feedlot

Diversion

This area removed and reclaimed

Proposed VTA

35°N



1 inch = 1,320 feet